

03-31-04

Reissue/3732 \$

PTO/SB/52 (07-03)

Approved for use through 01/31/2004. OMB 0651-0033

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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#31
7H
4-29-04

REISSUE APPLICATION DECLARATION BY THE ASSIGNEE

Docket Number (Optional)

076565-0115

I hereby declare that:

The residence, mailing address and citizenship of the inventors are stated below.

I am authorized to act on behalf of the following assignee: Rexam Beauty and Closure Inc.

and the title of my position with said assignee is: President

The entire title to the patent identified below is vested in said assignee.

Inventor Lawrence G. Davis	Citizenship USA
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Residence/Mailing Address N66 W12776 Ravine Drive; Menomonee Falls, WI 53051

Inventor Carol J. Nikolaus	Citizenship USA
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Residence/Mailing Address 1300 S. Lawnwood Place; Shorewood, WI 53211
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☐ Additional Inventors are named on separately-numbered sheets attached hereto.

Patent Number 5,842,486	Date of Patent Issued 12/1/98
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Title of Invention
HERMETICALLY SEALED COSMETIC COMPACT CASE

I believe said inventor(s) to be the original and first inventor(s) of the subject matter which is described and claimed in said patent, for which a reissue patent is sought on the invention entitled:

HERMETICALLY SEALED COSMETIC COMPACT CASE

the specification of which

☐ is attached hereto.

☒ was filed on 1/04/00 as reissue application number 09 / 469,494

and was amended on 1/04/00, 10/26/00, 4/27/01, 9/13/01, 10/23/01, 4/3/02, 8/7/02, 10/18/02 and amendment provided herewith. (If applicable)

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

☐ I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b). Attached is form PTO/SB/02B (or equivalent) listing the foreign applications.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

☐ by reason of a defective specification or drawing.

☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.

☐ by reason of other errors.

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REISSUE APPLICATION DECLARATION BY THE ASSIGNEE

Docket Number (Optional)

076565-0115

At least one error upon which reissue is based is described as follows:

The Applicant did not fully appreciate the true nature and scope of the invention disclosed in the original application that matured into U.S. Patent No. 5,842,486. For example, the cover piece and the base piece, as recited in independent Claim 1 of the '486 patent, should have been further defined by providing that the cover piece and the base piece are configured to fit at least partially within a housing having a base coupled to a cover.

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.

I hereby appoint:



Practitioners at Customer Number:

OR

Practitioner(s) named below: The following registered attorneys and agents of the law firm of FOLEY & LARDNER LLP.

Name	Registration Number
MATHEW P. ANDERSON	54,589
SCOTT D. ANDERSON	46,521
RUSSELL J. BARRON	29,512
DAVID J. BATES	39,902
STEVEN C. BECKER	42,308
CHAD E. BEMENT	54,991
MICHAEL S. BRAYER	51,495
MARCUS A. BURCH	52,673
CHARLES G. CARTER	35,093
ALISTAIR K. CHAN	44,603
JOHN C. COOPER III	26,416
JEFFREY N. COSTAKOS	34,144
SCOTT M. DAY	52,801
BARRY L. GROSSMAN	30,844
JEFFREY S. GUNDERSEN	47,619
ADAM M. GUSTAFSON	54,601
JOHN M. LAZARUS	48,367
KEITH D. LINDENBAUM	40,365
DAVID G. LUETTGEN	39,282
M. SCOTT MC BRIDE	52,008
RICHARD J. MC KENNA	35,610
JAMES G. MORROW	32,505
SCOTT C. NIELSON	50,755
JASON E. PAULS	45,651
TODD A. RATHE	38,276
MICHAEL D. RECHTIN	30,128
MARCUS W. SPROW	48,580
M. REED STAHELI	47,959
JEAN M. TIBBETTS	43,193
JOHN A. VANOPHEM	38,646
JAMES A. WILKE	34,279
JOSEPH N. ZIEBERT	35,421
WALTER E. ZIMMERMAN	40,883

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

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Correspondence Address: Direct all communications about the application to:

☐ Customer Number:

OR

<input checked="" type="checkbox"/> Firm or Individual Name	Adam Gustafson Foley & Lardner LLP				
Address	777 East Wisconsin Avenue				
Address					
City	Milwaukee	State	WI	Zip	53202
Country	USA				
Telephone	414-297-5652	Fax	414-297-4900		

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full name of person signing (given name, family name)

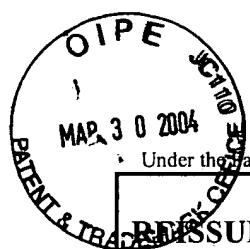
Keith Everson

Signature

Date

3/22/04

Address of Assignee

#32
7H
4-29-04**REISSUE APPLICATION: CONSENT OF ASSIGNEE;
STATEMENT OF NON-ASSIGNMENT**Docket Number (Optional)
076565-0115

This is part of the application for a reissue patent based on the original patent identified below.

Name of Patentee(s)

Lawrence G. Davis and Carol J. Nikolaus

Patent Number

5,842,486

Date Patent Issue

12/1/98

Title of Invention

HERMETICALLY SEALED COSMETIC COMPACT CASE

1. ☒ Filed herein is a statement under 37 CFR 3.73(b). (Form PTO/SB/96)
2. ☐ Ownership of the patent is in the inventor(s), and no assignment of the patent is in effect.

One of boxes 1 or 2 above must be checked. If multiple assignees, complete this form for each assignee. If box 2 is checked, skip the next entry and go directly to "Name of Assignee".

The written consent of all assignees and inventors owning an undivided interest in the original patent is included in this application for reissue.

The assignee(s) owning an undivided interest in said original patent is/are Rexam Beauty and Closure Inc., and the assignee(s) consents to the accompanying application for reissue.

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Name of assignee/inventor (if not assigned)

Rexam Beauty and Closure Inc.

Signature

Date

March 22, 2004

Typed or printed name and title of person signing for assignee (if assigned)

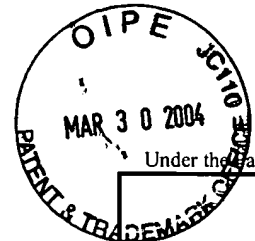
Keith Everson

President

Rexam Beauty and Closure Inc.

This collection of information is required by 37 CFR 1.172. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Davis et. AlApplicant No./Patent No: 5,842,486 Filed/Issue Date: 11/25/97; 12/1/98Entitled: Hermetically Sealed Cosmetic Compac Case

Rexam Beauty and Closure Inc., a _____ Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or2. ☐ an assignee of less than the entire right, title and interest.The extent (by percentage) of its ownership interest is _____ %
in the patent application/patent identified above by virtue of either:A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:1. From: Lawrence G. Davis and Carol J. Nikolaus To: Sussex Plastics Inc.The document was recorded in the United States Patent and Trademark Office at
Reel 8925, Frame 0703, or for which a copy thereof is attached.2. From: Sussex Plastics Inc. To: Rexam Cosmetic Packaging Inc.The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.3. From: Rexam Cosmetic Packaging Inc. To: Rexam Beauty and Closure Inc.The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.☐ Additional documents in the chain of title are listed on a supplemental sheet.☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Telephone number

Keith Everson

Typed or printed name

Signature

President

Title

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